



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re Application of: Neely, et al.

Group Art Unit: 1771

Serial No.: 09/165,034

Examiner: Pierce, Jeremy R.

Filed: October 1, 1998

Our Customer ID: 22827

For: Differential Basis: ~~Weight For Nonwoven Webs~~

Our Account No.: 04-1403

Sir:

Attorney Ref.: KCX-85-RCE (13195)

1. ☐ **NOTICE OF APPEAL:** Pursuant to 37 CFR 41.31, Applicant hereby appeals to the Board of Appeals from the decision dated ____ of the Examiner twice/finally rejecting claims ____.
2. ☒ **BRIEF** on appeal in this application pursuant to 37 CFR 41.37 is transmitted herewith (1 copy).
3. ☐ An **ORAL HEARING** is respectfully requested under 37 CFR 41.47 (due within one month after Examiner's Answer).
4. ☐ Reply Brief under 37 CFR 41.41(b) is transmitted herewith (1 copy).
5. ☐ "Small entity" verified statement filed: ☐ herewith ☐ previously.

FEE CALCULATION:**Fees**

If box 1 above is X'd enter \$340.00 12/07/2004 SWORDF1 00000026 09165034
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Petition is hereby made to extend the original due date of November 3, 2004 to cover the date of this paper and any enclosure for which the requisite fee is (1 month \$110); (2 months \$430); (3 months \$980); (4 months \$1,530); (5 months \$2,080);

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- ☒ Fee enclosed for extension.
- ☒ Charge fee to our Deposit Account/Order Nos. in the heading hereof (for which purpose one additional copy of this sheet is attached) IF REQUIRED.
- ☒ Fee NOT required since paid in prior appeal in which the Board of Appeals did not render a decision on the merits.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. show in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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By: Timothy A. Cassidy Reg. No.: 38,024Signature: [Signature]
Date: December 3, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on December 3, 2004.

Pamela Knorr

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